

UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MASSACHUSETTS----- x  
In Re: PHARMACEUTICAL INDUSTRY  
AVERAGE WHOLESALE PRICE  
LITIGATIONTHIS DOCUMENT RELATES TO:  
(All Actions)  
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MDL NO. 1456

Master File No. 01-CV-12257-PBS

Judge Patti B. Saris

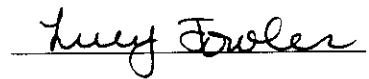
FILED  
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2003 DEC 17 2:45  
U.S. DISTRICT COURT  
DISTRICT OF MASS.**DEFENDANTS' NOTICE OF OPPOSITION TO  
PLAINTIFFS' MOTION FOR A PROTECTIVE ORDER**

Pursuant to Case Management Order No. 8, defendants hereby notify the Court of their opposition to plaintiffs' Motion for a Protective Order filed on December 3, 2003 (the "Motion"). Defendants further notify the Court of their intention to file a memorandum in opposition to plaintiffs' Motion on or before January 9, 2004, in accordance with the proposed briefing schedule set forth in the joint motion for a scheduling order filed by the parties today.

Dated: Boston, Massachusetts December 17, 2003	
	Respectfully submitted,  ON BEHALF OF DEFENDANTS  By: <u>Lucy Fowler</u> Nicholas C. Theodorou (BBO # 496730) Lucy Fowler (BBO # 647929) FOLEY HOAG LLP 155 Seaport Blvd. Boston, Massachusetts 02210 Tel: (617) 832-1000

**CERTIFICATE OF SERVICE**

I certify that on December 17, 2003, a true and correct copy of the foregoing Notice of Opposition was served on all counsel of record by electronic service pursuant to Paragraph 11 of Case Management Order No. 2 by sending a copy to Verilaw Technologies for posting and notification to all parties.

A handwritten signature in cursive script, reading "Lucy Fowler", is written over a horizontal line.

Lucy Fowler